

REGULAR MEETING OF THE MISHAWAKA
BOARD OF PUBLIC WORKS AND SAFETY/UTILITY BOARD
March 6, 2012

The regular meeting of the board of Public Works and Safety/Utility Board was called to order by President Gary West at 10:03 a.m. All members were present. Mr. Prince moved to dispense with the reading of the minutes of February 28, 2012, and accept them as circulated. Mr. Watson seconded; motion carried.

Bid Openings:

Bids were opened for one (1) new 2012/13 four wheel drive extended cab utility body service truck with 42' insulated aerial device for the Electric Division and are summarized below:

VENDOR

**Team Cruiser Conversion Co., Inc.
Indianapolis, IN**

| | | |
|----------------------------------|-------------|---------------------|
| MODEL: 2012 Ford F-550 | BASE | \$113,415.38 |
| TRADE IN (1): | - | 2,500.00 |
| TRADE IN (2): | - | 2,500.00 |
| ALTERNATE FUEL OPTION: | | No Bid |
| Base bid minus trade ins: | | \$108,415.38 |
| DELIVERY: 120-145 days | | |
| DISCOUNT: 10% | | |

Altec Industries, Inc., Elizabethtown, KY

| | | |
|---|-------------|---------------------|
| MODEL: 2012 Altec AT37G w/2012 Ford F-550 | BASE | \$108,500.00 |
| TRADE IN (1): | - | 11,500.00 |
| TRADE IN (2): | - | 6,000.00 |
| ALTERNATE FUEL OPTION: | | No Bid |
| DELIVERY: 240-270 days | | |
| DISCOUNT: 15% | | |

Mr. West indicated these bids would be taken under advisement for review by the Electric Division.

Quotes were opened for the demolition and remove of 526 Lincolnway East and are summarized below:

| COMPANY | BASE QUOTE | DAYS TO COMPLETE |
|-----------------------------------|-------------|------------------|
| C & E Excavating | \$18,357.00 | 45 days |
| R & R Excavating | \$28,920.00 | Per specs |
| John Boettcher Sewer & Excavating | \$17,025.00 | 30 days |
| Jackson Services | \$35,000.00 | 30 days |
| Torok Demolition & Excavating | \$27,150.00 | 30 days |
| Indiana Earth | \$20,200.00 | 30 days |
| Ritschard Bros. | \$27,100.00 | 20 days |
| Grade-Rite Excavating | \$12,750.00 | 30 days |

Mr. West indicated these quotes would be taken under advisement for review by the Department of Community Development.

Mayor's Comments:

Mayor Wood indicated there would not be a staff meeting following today's Board meeting.

Department Head Reports:

Police Chief Ken Witkowski requested the Board award the bid for eight (8) Police cars to Gates Automotive Group, the lowest most responsive and responsible bidder, for \$163,960.00 (\$20,495.00 each X 8) less \$11,500.00 for trade-ins for a total award of \$152,460.00. Mr. Watson moved to approve as presented. Mr. Prince seconded; motion carried.

Chief Witkowski requested the Board authorize the receipt of bids for vehicle accessories for up to eight (8) Police cars to be opened on March 27, 2012. Mr. Watson moved to approve as presented. Mr. Prince seconded; motion carried.

Chief Witkowski said on January 10, 2012, he was notified of a discrepancy found during an annual audit in the calculation of compensatory time for Cpl. Gregory Carr. The audit discovered he had received both compensatory time (earned time in lieu of pay) and overtime pay for the same performance of duty. When discovered, Cpl. Carr was asked for an explanation and he stated he did not know how it happened.

Chief Witkowski said the Investigative Division has opened an investigation into the matter and has also asked for assistance from the Indiana State Police. An Internal Affairs Investigation has been opened and Cpl. Carr, present with his attorney, was interviewed on February 27, 2012 at 10:00 a.m. The investigation has found substantial evidence that Cpl. Carr has violated several charges set forth under IC 36-8-3-4 (b)(2) specifically: (B) a violation of rules; (F) immoral conduct; (H) conduct unbecoming an officer; and (I) another breach of discipline.

Chief Witkowski recommended the Board terminate the employment of Cpl. Gregory Carr effective March 6, 2012, or upon the conclusion of a hearing pursuant to IC 36-8-3-4. Mr. Prince moved to place Cpl. Carr on suspension without pay effective March 6, 2012, pending a request for a hearing and if a hearing is not requested by Cpl. Carr within five (5) days the Board will finalize his termination without a hearing. Mr. Watson seconded; motion carried.

Fire Chief Dale Freeman requested the Board award the bid for one new ambulance for the Fire Department to Donley Safety, Indianapolis, in the amount of \$243,690.00. Chief Freeman indicated their bid was the most responsive, and responsible to the specifications as the only other bid, received from Marque Ambulance, took "complete exception" to the specifications as presented. More specifically, their bid did not meet the following criteria: chassis not as specified; no medication and IV cooler; no narcotic safe; no fluid warmer; no power cot lift; no LifePak 15 mount; and no N.F.P.A compliant decals. Mr. Watson moved to approve as presented. Mr. Prince seconded; motion carried.

Building Commissioner, Brock Hundt, Building Commissioner Brock Hundt presented the Building Department statistics for the month of February, 2012. He said permits were issued for approximately \$5.6 million in estimated construction costs.

Park Superintendent Terry Zeller requested the Board award the bid for two (2) fairway mowers to Burris Equipment Co., the lowest most responsive, responsible quoter, for the base bid of \$42,674.00 each (base X 2 = \$85,348.00) minus \$12,000.00 for trade in, for a total award amount of \$73,348.00. Mr. Prince moved to approve as presented. Mr. Watson seconded; motion carried.

City Planner Ken Prince requested the Board award the contract for asbestos removal at 526 Lincolnway East to Specialty Systems of South Bend for the not-to-exceed amount of \$4,295.00, and moved for its approval. Mr. Watson seconded; motion carried.

Engineering Director Gary West moved for the Board's approval to advertise for pre-qualifications of Bidders for Cured in Place Pipe (CIPP) pipe lining work on future projects to be received on March 27, 2012. Mr. Watson seconded; motion carried.

Mr. West presented an Escrow Agreement with Casteel Construction and Lake City Bank for Fire Station No. 4 and moved for its approval. Mr. Prince seconded; motion carried.

Mr. West presented a contract with INDOT for Safe Routes to School at Battell School and moved for its approval. Mr. Watson seconded; motion carried.

Mr. West presented Supplement No. 1 from Greeley and Hansen for Milburn Boulevard Area Combined Sewer Separation, Division "G", for an increase of \$154,765.00 for a new not-to-exceed amount of \$510,275.00, and moved for its approval. Mr. Prince seconded; motion carried.

Mr. West presented Supplement No. 1 from R. W Armstrong for First Street Improvements for an increase of \$77,500.00 for a new not-to-exceed amount of \$151,600.00, and moved for its approval. Mr. Watson seconded; motion carried.

Approval of Claims:

Mr. Prince moved to approve thirteen (13) Claim Dockets for Utilities and Civil City as submitted by City Controller Yvonne Milligan for a total amount of \$3,719,381.77. Mr. Watson seconded; motion carried.

Approval of SRF Pay Applications:

There were no applications to approve.

New Business:

A request to use the Mishawaka Riverwalk for the Sunburst Marathon, scheduled for Saturday, June 2, 2012, was taken under advisement.

A request for Noise Ordinance Waiver was received from Tilted Kilt for a St. Patrick's Day Tent Party on Saturday, March 17, 2012, from 5:00 p.m. to midnight was taken under advisement.

Unfinished Business:

There being no additional business brought before the Board, the meeting was adjourned at 10:49 a.m.

Gary West - President of the Board of
Public Works and Safety/Utility Board

Kari Myers - Clerk of the Board of
Public Works and Safety/Utility Board